

Jeffrey N. Pomerantz, Esq. (admitted *pro hac vice*)
Andrew W. Caine, Esq. (admitted *pro hac vice*)
Beth Levine, Esq. (admitted *pro hac vice*)
PACHULSKI STANG ZIEHL & JONES LLP
10100 Santa Monica Boulevard
Los Angeles, California 90067-4100
Telephone: (310) 277-6910
Telecopy: (310) 201-0760

Lynn L. Tavenner, Esq. (VA Bar No. 30083)
Paula S. Beran, Esq. (VA Bar No. 34679)
David N. Tabakin, Esq. (VA Bar No. 82709)
TAVENNER & BERAN, PLC
20 North Eighth Street, 2nd Floor
Richmond, Virginia 23219
Telephone: (804) 783-8300
Telecopy: (804) 783-0178

*Counsel for the Circuit City Stores, Inc.
Liquidating Trust*

**UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
RICHMOND DIVISION**

In re:

CIRCUIT CITY STORES, INC., et al.,

Debtors.

Chapter 11

Case No. 08-35653-KRH

(Jointly Administered)

NOTICE OF SUBSTANTIVE HEARING

(Liquidating Trust's Twentieth and Fortieth Omnibus Objections to Claim Number 12085)
**(Claimant – Federal Realty Investment Trust t/a Troy Hills
Shopping Center, Parsippany, NJ)**

PLEASE TAKE NOTICE that Circuit City Stores, Inc. Liquidating Trust (the “Trust”), by counsel, of the above referenced estates of Circuit City Stores, Inc. *et al.* (collectively, the “Debtors”) **will seek to have the Court (a) if an appropriate mitigation affidavit (the “Affidavit”) is provided, reduce and allow claim number 12085 (the “GUC Claim”) as a general unsecured claim in the amount of \$1,377,239.03, with all other amounts disallowed, or (b) if the Affidavit is not provided, disallow the GUC Claim in its entirety. The GUC Claim is further identified in the *Liquidating Trustee’s Twentieth and Fortieth Omnibus Objection to Claims* (the “Claim Objection”) [Docket Nos. 10072 and 11851]. The relief**

**sought as identified herein is based upon information received from you in response to the
Claim Objection and/or the Debtors' books and records.**

PLEASE TAKE FURTHER NOTICE THAT the Court will hold a hearing and receive evidence on the Claim Objection on **April 5, 2017 at 2:00 p.m.**, (or such time thereafter as the matter may be heard) and the undersigned will appear before The Honorable Kevin R. Huennekens, United States Bankruptcy Judge, in Room 5000, of the United States Courthouse, 701 E. Broad Street Richmond, Virginia 23219.

PLEASE TAKE FURTHER NOTICE THAT the undersigned will present evidence, if necessary, on **April 5, 2017 at 2:00 p.m.**, seeking to have the Court a) if an Affidavit is provided, reduce and allow the GUC Claim in the amount of \$1,377,239.03, with all other amounts disallowed, or (b) if an Affidavit is not provided, disallow the GUC Claim in its entirety.

PLEASE TAKE FURTHER NOTICE THAT if you do not want the Court to grant the relief described herein, **you must (1) on or before March 31, 2017, file a (A) notice of your intent to attend the hearing and (B) summary of the position you will advocate at the hearing with the Court at:**

Clerk of the Bankruptcy Court
United States Bankruptcy Court
701 East Broad Street - Room 4000
Richmond, Virginia 23219

and (2) attend the hearing on April 5, 2017 at 2:00 p.m.

PLEASE GOVERN YOURSELVES ACCORDINGLY.

Dated: March 14 , 2017

/s/ Paula S. Beran

Lynn L. Tavenner, Esq. (VA Bar No. 30083)

Paula S. Beran, Esq. (VA Bar No. 34679)

David N. Tabakin, Esq. (VA Bar No. 82709)

TAVENNER & BERAN, PLC

20 North Eighth Street, 2nd Floor

Richmond, Virginia 23219

Telephone: 804-783-8300

Facsimile: 804-783-0178

Email: ltavenner@tb-lawfirm.com

pberan@tb-lawfirm.com

dtabakin@tb-lawfirm.com

-and-

Jeffrey N. Pomerantz, Esq. (admitted *pro hac vice*)

Andrew W. Caine, Esq. (admitted *pro hac vice*)

PACHULSKI STANG ZIEHL & JONES LLP

10100 Santa Monica Blvd.

11th Floor

Los Angeles, California 90067-4100

Telephone: 805-123-4567

Facsimile: 310/201-0760

E-mail: jpomerantz@pszjlaw.com

acaine@pszjlaw.com

*Counsel for the Circuit City Stores, Inc.
Liquidating Trust*

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the above and foregoing Notice of Substantive Hearing was served on March 14, 2017 via electronic delivery to all of the parties receiving ECF notice in this bankruptcy case and via first-class mail, postage prepaid, on the following:

Federal Realty Investment Trust ta Troy
Hills Shopping Center Parsippany NJ
c/o David Pollack, Esq.
Ballard Spahr Andrews & Ingersoll LLP
1735 Market St 51st Fl
Philadelphia, PA 19103

/s/ Paula S. Beran
Paula S. Beran (VA Bar No. 34679)